IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 10TH AUGUST 2006 / 19TH SRAVANA 1928

Bail Appl..No. 4627 of 2006(C)

AGAINST THE ORDER IN BA.3556/2006 Dated 30/06/2006
CRIME NO.123/2006 OF MATTANCHERRY POLICE STATION

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PETITIONERS

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1. NOUFAL @ BABLU, S/O.LATE THAJUDHEEN,
   AGED 20 YEARS, IV/394, PUTHANPARAMBU,
   KOCHI-1.

2. BIJU @ VIKKAN BIJU, S/O.M.B.ASHRAF,
   AGED 22 YEARS, III/401, UBAID ROAD,
   KOCHI-1.

3. BIJU @ KANNAN BIJU, S/O.M.A.MAJEED,
   AGED 22 YEARS, III/392, UBAID ROAD,
   KOCHI-1.

BY ADV. SRI.B.N.SHIVSANKAR

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
S.I. OF POLICE, MATTANCHERY POLICE STATION,
MATTANCHERY, KOCHI.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4627/2006

DATED THIS THE 10TH DAY OF AUGUST, 2006

O R D E R

The petitioners are accused 8, 12 and 13 in crime No.123/2006 of Mattancherry Police Station. The offence alleged against them and others, who are thirteen in number, are under Sections 143, 147, 148, 341, 324, 307 and 302 IPC read with Section 149 IPC and also Section 27 of the Arms Act. These petitioners are in judicial custody, from 16.5.2006. Hence this application under Section 439 Cr.P.C.

2. A similar matter came up before me in B.A.No.3556/2006, wherein I had released the accused 3 and 4, and on the same day rejected the prayer of the petitioners herein. However, considering the duration of the judicial detention and the near completion of the investigation, I grant bail to the petitioners, accused 8, 12 and 13 as well, subject to the following conditions:-

(a). Each petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Kochi.

(b). The petitioners shall report before the Investigating Officer, once in a week on every Wednesday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 16.8.2006, and thereafter, on the first working day of every month between the same timings, until the final report is filed by the Investigating Officer.

3. Other conditions, in B.A.No.3556/2006 dated 30.6.2006, shall be applicable to these petitioners also.

The application is allowed as above.

Hand over the Order.

J.M.JAMES
JUDGE

mrcs